

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

MINNEAPOLIS FIREFIGHTERS' RELIEF ASSOCIATION,

Plaintiffs,

V.

Civil No. 08-6324 (PAM/AJB)

MEDTRONIC, INC., *et al.*,

Defendants.

**AFFIDAVIT OF ERIC S. SCHACHTER REGARDING
(A) MAILING OF THE NOTICE AND PROOF OF CLAIM AND
(B) REPORT ON REQUESTS FOR EXCLUSION RECEIVED**

STATE OF MINNESOTA)
) ss.:
COUNTY OF RICE)

ERIC S. SCHACHTER, being first duly sworn, deposes and says:

1. I am a Senior Project Administrator at Rust Consulting, Inc. (“Rust”), the Claims Administrator retained by Lead Counsel and approved by the Court in the above-titled action.

2. Rust previously executed an affidavit that was subsequently filed with the Court (“Mailing Affidavit”), testifying to, among other things, the mailing of the Notice of Pendency of Class Action and Proposed Settlement, Settlement Fairness Hearing, and Motion for Attorneys’ Fees and Reimbursement of Litigation Expenses (the “Notice”) and Proof of Claim and Release form (“Proof of Claim”) (together, the “Notice Packet”)

and requests for exclusion from the Class received at that point in time. I respectfully submit this supplemental affidavit in order to provide the Court with updated information regarding the mailing of Notice Packets and the requests for exclusion from the Class received to date. I am over 21 years of age and am not a party to this action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would testify competently thereto.

MAILING OF THE NOTICE AND PROOF OF CLAIM

3. Since the execution of the Mailing Affidavit, Rust has continued to receive requests from potential Class Members, brokers and other nominees for copies of the Notice Packet. As a result, additional Notice Packets have been disseminated such that through October 30, 2012, Rust has disseminated a total of 546,435 Notice Packets to potential Class Members.

REQUESTS FOR EXCLUSION

4. The Notice informs Class Members that in order to be excluded from the Class, a letter requesting exclusion must be mailed to Rust such that it is received no later than October 18, 2012. The Notice also explains what each request for exclusion must include.

5. Attached hereto as Exhibit A is a list of persons and entities whose requests for exclusion were received through October 30, 2012.

OBJECTIONS

6. The Notice informs Class Members that objections are to be filed with the Clerk of the Court and copies received by Representative Lead Counsel and Defendants' Counsel no later than October 18, 2012. Although objections are not to be sent to Rust, nevertheless, as part of its standard procedures, Rust personnel examine all mail received to search for objections. Through October 30, 2012, Rust has received no objections.

I declare under penalty of perjury that the foregoing statements are true and correct.



Eric S. Schachter

Sworn to before me this
1st day of November, 2012

Michelle D. Lynch
Notary Public

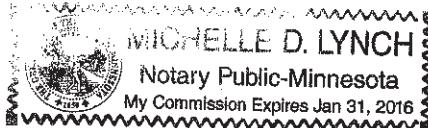


Exhibit A

Exhibit A

Requests for Exclusion Received

1. Linda D. Adams IRA
Edmonds, WA
2. Amie Allen
Midhurst, ON CANADA
3. Am-Con Industries, Inc.
by Patrick Connolly
4. Susan and Stephen Ashbourne
Oakville, ON CANADA
5. Colin C. Barnes
Delhi, ON CANADA
6. Estate of Gerhard Bartel
by Wilf Bartel, Executor
Calgary, AB CANADA
7. Ronald Baxter and
Marilyn Baxter
Ancaster, ON CANADA
8. Anne West as beneficiary of
Estate of John J. Beaton
Ancaster, ON CANADA
9. Bella Rose Arts Centre Society
(f/k/a Halifax West Community
Theatre Association)
by Gary K. O'Hara
Halifax, NS CANADA
10. Steen Bender
Roskilde, DENMARK
11. Sheila A. Berry
Parksville, BC CANADA
12. Teresa D. Brabandere
Damme BELGIUM
13. Marlin C. Brant
Westbrook, ME
14. Brian Rossy Holdings Ltd.
by Brian Rossy
Ville Mont-Royale, QC CANADA
15. Estate of Lucille Brownrigg
by Robert Brownrigg
Longueuil, QC CANADA
16. Diane C. Cameron
Bedford, NS CANADA
17. Clarence Carline
Dorothy Carline
Victoria, BC CANADA
18. David E. Carls and
G. Carol Carls
Edina, MN
19. Margaret M. Case
Los Gatos, CA
20. Raymond P. Cekalla and
Gloria J. Cekalla
Oakdale, MN
21. Audrey Chelberg
Walker, MN
22. Jay Y. Cherner
Edina, MN

23. Joyce E. Cialkowski (IRA) and Joyce E. Cialkowski as beneficiary of Estate of Edward M. Cialkowski (IRA)
South Holland, IL

24. Janine Conrad and Norbert Conrad
Kaslo, BC CANADA

25. Barbara Cox as beneficiary of Estate of Charles A. Cox
Fort Worth, TX

26. Eleazar Diaz and Guadalupe Diaz
Las Vegas, NV

27. Peter Duda
Kabelsketal GERMANY

28. Estate of Robert W. Duer by Leslie Owen
Alta Loma, CA

29. Mary Ellen Feidelman
Winter Springs, FL

30. Andrew R. Feyes
Northwood, OH

31. Estate of Gordon Fong by Mike Fong, Executor
Vancouver, BC CANADA

32. Sidney Fosdick and Emma Fosdick
Qualicum Beach, BC CANADA

33. Derek Griffiths and Mary Griffiths
Edmonton, AB CANADA

34. Guardian Investments Ltd. by H.L. Waddell, President
West Vancouver, BC

35. David W. Hoffmann and Donna Kay Hoffman
Kent, WA

36. Melody Hopponen
Brooklyn Park, MN

37. Emma Jean Iverson
Granite Falls, MN

38. Marc Jaspers
Ophain-Bois-Seigneur-Isaac
BELGIUM

39. Donald Jinnouchi
on behalf of himself,
Francoise Jinnouchi and
Jinnouchi Holdings Ltd.
Coquitlam, BC CANADA

40. Gerald D. Just and Darlene D. Just
Moorhead, MN

41. Michael Kalef
Vancouver, BC CANADA

42. Jane B. Kane
Havertown, PA

43. Douglas Keary
Port Severn, ON CANADA

44. Melisa Anne Kennedy
Mississauga, ON CANADA

45. Scott Klempner
Chandler, AZ

46. Kolbuc Investments Ltd.
by Cheryl Kolbuc
Edmonton, AB CANADA

47. Pauline Kundis
Winter Park, FL

48. Middie Lam
Siu Sai Wan, HONG KONG

49. Liliane Le Blanc
Montreal, QC CANADA

50. Maurice and Eileen le Gallais
Vancouver, BC CANADA

51. Esther Li and Tai-Ping Li
Scarborough, ON CANADA

52. Nancy C. Lloyd
Moraga, CA

53. Jo Logan
CANADA

54. Logistique Canamex Inc.,
Canaroute Inc. and
Gestion SJG Inc.
by Richard Allaire
Boisbriand, QC CANADA

55. Alexander R. MacKenzie
Quincy, MA

56. Margaret MacLean and
Fraser MacLean
Victoria, BC CANADA

57. Bonney Major and
Thomas Major
Victoria, BC CANADA

58. Edgar D. Marburger
Mishawaka, IN

59. Jyunji Mashio
Tokyo, Japan

60. Kathryn Mauro
Burnaby, BC CANADA

61. Marguerite McDevitt
Mohave Valley, AZ

62. José Manuel Mendoza Morales
Tijuana, B.C. MEXICO

63. Lisa A. (Buckler) Meyer
Collierville, TN

64. Midas Makers Investment Club
by Roslyn Regudon, Co-Treas.
Lynnwood, WA

65. Giovanni Moretti
Vienna AUSTRIA

66. Lynne E. Munro
London, ON CANADA

67. Mary M. Nash and John C. Nash
Ottawa, ON CANADA

68. Myrna Jean Noujaim
Edmonton, AB CANADA

69. Orth Trust UA 01/18/2000
by Elaine M. Orth and
Francis J. Orth, Trustees
Newton, WI

70. Dan Ose
South St. Paul, MN

71. Kent A. Page
Mississauga, ON CANADA

72. Patricia Page
Mississauga, ON CANADA

73. Richard E. Papke and
Mary Ann M. Papke
Blaine, MN

74. Margaret Peel and Ronald Peel
Surrey, BC CANADA

75. Dana M. Perkins
Golden Valley, MN

76. David H. Pihl
Kelowna, BC CANADA

77. Robert Northey Plank
and Inge Plank
Kelowna, BC CANADA

78. Sandra Rayson Poon
Regina, SK CANADA

79. Roy E. Pope
Stacy, MN

80. Virginia H. Rahja
Tulsa, OK

81. Tony Rashed
Kirkland, QC CANADA

82. Margaret Ronvel
Saskatoon, SK CANADA

83. Elizabeth P. Rowcliffe
Hensall, ON CANADA

84. Gilles Roy
Quebec, QC CANADA

85. Harold G. Rueth Jr. Living Trust
U/A DTD Dec. 17, 1992
by Harold G. Rueth, Jr., Trustee
Griffith, IN

86. Colin Albert Harry Russ and
Zsuzsanna Russ
Folkestone, Kent
UNITED KINGDOM

87. Ronald R. Schlemer
Denton, MD

88. Margaret A. Schlichting and
James J. Schlichting
Cushing, MN

89. Kenneth A. Schopen
Phoenix, AZ

90. Johanna L. Spencer
North Babylon, NY

91. Deanna Stauffer
Lantzville, BC CANADA

92. Robert F. Stauffer
Lantzville, BC CANADA

93. P. Susan Steele
Mill Valley, CA

94. Bob Stephenson
Brooklin, ON CANADA

95. Patricia A. Supplitt
Naples, FL

96. Nancy Tallon
London, ON CANADA
97. Ronald G. Trewin
Moncton, NB CANADA
98. Tymac Launch IPP in trust for
James and Catherine Phillipson
North Vancouver, BC CANADA
99. Joseph Tymkow
by Brenda Rue
Lethbridge, AB CANADA
100. Jon Van Benthem
Heather Van Benthem
Denver, CO
101. Jean Philippe Verniere
Riom, FRANCE
102. Sandra F. Viktora
Pharr, TX
103. Whitney Benefits
by Tom Kinnison, President
Sheridan, WY

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